

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

LANDSCAPE CONSULTANTS OF
TEXAS, INC., and METROPOLITAN
LANDSCAPE MANAGEMENT, INC.,

Plaintiffs,

v.

CITY OF HOUSTON, TEXAS, and
MIDTOWN MANAGEMENT DISTRICT,

Defendants.

Civil Action No. 4:23-cv-03516

**CITY OF HOUSTON'S
RESPONSES TO PLAINTIFFS' REQUESTS FOR ADMISSION**

TO: Plaintiffs Landscape Consultants of Texas, Inc. and Metropolitan Landscape Management, Inc., by and through their counsel of record.

Defendant City of Houston, Texas ("Defendant" or "the City") submits this as its Responses to Plaintiffs' Requests for Admission.

-signatures follow-

Respectfully submitted,

By: /s/ Ben Stephens
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ATTORNEYS FOR THE CITY OF HOUSTON

CERTIFICATE OF SERVICE

I hereby certify that on the 6th day of May, 2024, a true and correct copy of Defendant City of Houston, Texas' Responses to Plaintiffs' Request for Admission was served on counsel of record by email.

/s/ Ben Stephens

Ben Stephens

REQUESTS FOR ADMISSION

REQUEST FOR ADMISSION NO. 1:

Admit that the City has not disciplined, terminated, or otherwise sanctioned any employee or official for discrimination in the award of public contracts from January 1, 2019, to present.

OBJECTIONS:

This request concerns matters and seeks information not relevant to the claims and defenses of the parties, not proportional to the needs of the case, and is overbroad.

RESPONSE:

Subject to and without waiving the foregoing, admit.

REQUEST FOR ADMISSION NO. 2:

Admit that the City has identified no prime contract awards based on intentional discrimination against M/WBE bidders from January 1, 2019, to present.

OBJECTIONS:

This request concerns matters and seeks information not relevant to the claims and defenses of the parties, not proportional to the needs of the case, and is overbroad.

RESPONSE:

Subject to and without waiving the foregoing, admit.

REQUEST FOR ADMISSION NO. 3:

Admit that the City has specific procurement policies that forbid discrimination in awarding public contracts.

RESPONSE: Admit.

REQUEST FOR ADMISSION NO. 4:

Admit that the City has identified no instances of a prime contractor discriminating against M/WBE subcontractors on a City contract from January 1, 2019, to present.

OBJECTIONS:

This request concerns matters and seeks information not relevant to the claims and defenses of the parties, not proportional to the needs of the case, and is overbroad. Additionally, the terms “instances” and “discriminating” are vague, overbroad, and ambiguous.

RESPONSE:

Subject to and without waiving the foregoing, the City lacks sufficient information to admit or deny this request.

REQUEST FOR ADMISSION NO. 5:

Admit that the City has not debarred or sanctioned a public contractor for discrimination against M/WBE subcontractors from January 1, 2019, to present.

OBJECTIONS:

This request concerns matters and seeks information not relevant to the claims and defenses of the parties, not proportional to the needs of the case, and overbroad. Additionally, the terms “debarred” and “sanctioned” are vague, overbroad, and ambiguous.

RESPONSE:

Subject to and without waiving the foregoing, the City admits that no public contractor has been debarred.